IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
SECOND APPEAL NO.477 OF 2003.

Jalinder Vishwanath Mahajan
& Others ..Appellants

Versus

Raghunath Tatoba Ghadge
since deceased through his
legal heirs ..Respondent

Mr.R.S.Apte for the appellants

CORAM: S.R.SATHE, J.

DATE : 23rd June, 2005

P.C.

1. Heard learned Advocate for the Appellant. The Plaintiff's suit for permanent injunction restraining the defendant from taking water from the suit well and mangoes from the tree situated in the said land was dismissed holding that the Plaintiff is not having title nor having exclusive possession. The First Appellate Court confirmed the decree. No substantial question of law is involved in the matter. The appreciation of the evidence by the First Appellate Court cannot be said to be perverse. Hence appeal is dismissed.

(S.R.SATHE, J.)